

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

ERIK PETERSON,

Civil No. 10-138-JE

Plaintiff,

v.

ORDER

MICHAEL J. ASTRUE,
Comissioner of
Social Security

Defendant.

MARSH, Judge.

Magistrate Judge John Jelderks filed his Findings and Recommendation on March 2, 2011. The matter is now before me. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. See §636(b)(1)(C); Simpson v. Lear Astronics Corp., 77 F.3d 1170, 1174-75 (9th Cir. 1996). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Jelderks' Findings and Recommendation #14. The Commissioner's decision is AFFIRMED;

this action is dismissed with prejudice.

IT IS SO ORDERED.

DATED this 28 day of March, 2011.

/s/ Malcolm F. Marsh
Malcolm F. Marsh
United States District Judge